

Message Text

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PAGE 01 STATE 001891

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DRAFTED BY EUR/CE:BAFLATIN:LCB

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JUSTICE:CCDONSANTO

SCA/SCS:TGUSTAFSON

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FM SECSTATE WASHDC

TO AMEMBASSY BERN PRIORITY

INFO USMISSION GENEVA

UNCLAS STATE 001891

E.O. 11652: N/A

TAGS: CFED, SZ

SUBJECT: JOHN ROBERT HAY CASE

REF: BERN 5159

1. JUSTICE APPRECIATES INFORMATION REPORTED IN REFTEL --
AND PRESUMES THAT CONSUL RAND HAS NOTIFIED US DISTRICT
COURT IN DENVER OF DATE IN WRITING. (COURT OFFICIALS
HAVE ALREADY RECEIVED HIS EARLIER LETTER OF DECEMBER 14.)

2. RICHARD J. SPELTS, ASSISTANT US ATTORNEY FOR THE
DISTRICT OF COLORADO, PLANS TO ARRIVE AT GENEVA ON SUNDAY,
JANUARY 27 (SPECIFIC ARRIVAL INFORMATION WILL BE PROVIDED
LATER). MR. SPELTS, WHO WILL BE ACCOMPANIED BY HIS WIFE,
HAS REQUESTED THAT THE EMBASSY RECOMMEND SUITABLE,
CONVENIENT HOTELS WITHIN THE PRICE RANGE OF USG PER DIEM
RATES (HE WILL MAKE HIS OWN RESERVATIONS).

3. WOULD THE EMBASSY PLEASE ARRANGE SUITABLE OFFICE SPACE
FOR MR. SPELTS THROUGH THE US MISSION (HE MAY NEED TO
TELEPHONE JUSTICE DURING HIS STAY).

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4. MR. SPELTS REQUESTS THAT CONSUL RAND CONDUCT A PRE-HEARING CONFERENCE WITH HIMSELF AND DEFENSE COUNSEL EDWARD ALMOND ON THE AFTERNOON OF JANUARY 28 AT GENEVA, IF MR. RAND FINDS THAT TIME AND PLACE CONVENIENT.

PROCEDURES AND OTHER QUESTIONS CONCERNING THE DEPOSITION CAN BE DISCUSSED AT THAT MEETING.

5. DOES THE EMBASSY PLAN TO CONDUCT THE DEPOSITION PROCEEDINGS IN ENGLISH? CAN THE EMBASSY NOW PROVIDE AN ESTIMATE AS TO THE TIME NEEDED TO PREPARE A WRITTEN TRANSCRIPT, HAVE IT APPROPRIATELY ATTESTED BY HERR EGGER, AND TRANSMITTED TO DENVER? (THIS INFORMATION WOULD ENABLE THE COURT TO SET A TRIAL DATE.) KISSINGER

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